

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF FLORIDA
3 MIAMI DIVISION
4 CASE NO. 17-cr-20449-CMA

5 UNITED STATES OF AMERICA, Miami, Florida
6 Plaintiff, February 20, 2018
7 vs. 10:59 a.m. to 11:30 a.m.
8 CHUNZAI WANG, Courtroom 12-2
9 Defendant. (Pages 1 to 23)

10 CHANGE OF PLEA
11 BEFORE THE HONORABLE CECILIA M. ALTONAGA,
12 UNITED STATES DISTRICT JUDGE

13 APPEARANCES:

14 FOR THE GOVERNMENT: MICHAEL G. WALLEISA, ESQ.
15 Assistant United States Attorney
16 99 Northeast Fourth Street
17 Miami, Florida 33132-2131
18 (954) 356-7255
19 michael.walleisa@usdoj.gov

20 FOR THE DEFENDANT: PETER ZEIDENBERG, ESQ.
21 LAURA ZELL, ESQ.
22 Arent Fox, LLP
23 1717 K Street, Northwest
24 Washington, D.C. 20006
25 (207) 857-6139
peter.zeidenberg@arentfox.com
laura.zell@arentfox.com

REPORTED BY: STEPHANIE A. McCARN, RPR
Official Court Reporter
400 North Miami Avenue
Twelfth Floor
Miami, Florida 33128
(305) 523-5518
Stephanie_McCarn@flsd.uscourts.gov

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I N D E X

WITNESSES

WITNESSES FOR THE GOVERNMENT:

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WITNESSES FOR THE DEFENDANT:

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EXHIBITS IN EVIDENCE

PRE

MARKED

ADMITTED

Government's Exhibit No.

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Defendant's Exhibit No.

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MISCELLANEOUS

Proceedings.....

Page
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Court Reporter's Certificate.....

23

1 (The following proceedings were held at 10:59 a.m.)

2 THE COURT: Good morning. United States and
3 Chunzai Wang.

4 Counsel, please state your appearances.

5 MR. WALLEISA: Good morning, Your Honor, Mike Walleisa
6 on behalf of the United States. And seated with me at counsel
7 table is Special Agent Andrew Lieberman of the Department of
8 Commerce, Special Agent Greg Sebben of the Department of
9 Commerce. Also present in the courtroom, Your Honor, is
10 Special Agent in charge, George Lee, of the Department of
11 Commerce, Special Agent Kieran Mulryan from the Federal Bureau
12 of Investigation and Special Agent Josh Hatton from the Federal
13 Bureau of Investigation.

14 And I've given the court reporter their names.

15 THE COURT: Thank you.

16 Defense.

17 MR. ZEIDENBERG: Good morning, Your Honor,
18 Peter Zeidenberg and Laura Zell on behalf of Mr. Chunzai Wang,
19 who is present.

20 THE COURT: Is there a written plea agreement?

21 MR. WALLEISA: Yes, Your Honor, there is.

22 May I approach?

23 THE COURT: Please.

24 Mr. Wang, good morning.

25 THE DEFENDANT: Good morning, Honor.

1 THE COURT: Please raise your right hand.

2 (The Defendant was sworn.)

3 THE DEFENDANT: Yes.

4 THE COURT: Please be seated.

5 Mr. Wang, I'm going to be asking you some questions
6 this morning in order to accept your change in plea from a plea
7 of not guilty to a plea of guilty to Count 6 of the indictment.
8 If at any time you do not understand any of my questions,
9 please let me know, and I will try to clarify the question for
10 you. Also, if at any time you would like to speak with your
11 attorneys and consult with them off the record, let me know
12 that, and we will pause to give you an opportunity to do so.

13 And last, please note that you are under oath. All of
14 your answers to my questions must be truthful. If they are
15 not, you may be subjecting yourself to charges of perjury.

16 And do you understand these instructions?

17 THE DEFENDANT: Yes, I understand.

18 THE COURT: Please state your full name.

19 THE DEFENDANT: Chunzai Wang.

20 THE COURT: You may be seated.

21 THE DEFENDANT: Okay.

22 THE COURT: How old are you?

23 THE DEFENDANT: Fifty-six.

24 THE COURT: How far did you go in school?

25 THE DEFENDANT: I had -- I had my Ph.D. degree and --

1 in University of South Florida.

2 THE COURT: You have a Ph.D.?

3 THE DEFENDANT: Um-hmm.

4 THE COURT: What country are you a citizen of?

5 THE DEFENDANT: U.S.A. citizen. American citizen,
6 yeah.

7 THE COURT: Have you ever been treated for a mental
8 illness or for an addiction to narcotic drugs?

9 THE DEFENDANT: No.

10 THE COURT: Have you taken any drugs or alcohol in the
11 last 48 hours?

12 THE DEFENDANT: No.

13 THE COURT: Do you believe that you have any mental or
14 physical condition or illness that prevents you from
15 understanding what's happening here in court this morning?

16 THE DEFENDANT: No.

17 THE COURT: Mr. Zeidenberg, in your opinion, is your
18 client competent to enter a guilty plea?

19 MR. ZEIDENBERG: He is, Your Honor.

20 THE COURT: Mr. Wang, prior to today, did you receive
21 a copy of the indictment containing the written charges against
22 you in this case?

23 THE DEFENDANT: Yes, Honor.

24 THE COURT: Have you fully discussed the indictment
25 and your case in general with Mr. Zeidenberg and Ms. Zell as

1 your attorneys?

2 THE DEFENDANT: Yes.

3 THE COURT: And are you fully satisfied with the
4 counsel, the representation and the advice that you have
5 received from your attorneys?

6 THE DEFENDANT: Yes.

7 THE COURT: So this morning you plead guilty to a
8 charge of being an employee of a bureau of the United States
9 Department of Commerce, within the executive branch of the U.S.
10 Government, and knowingly and willfully receiving a salary and
11 contribution to and supplementation of salary as compensation
12 for your services as an employee from a source other than the
13 Government of the United States; that is, from the People's
14 Republic of China, Changjiang Scholars Program, in violation of
15 18 U.S. Code, Sections 209(a) and 216(a)(2).

16 Do you understand the charge?

17 THE DEFENDANT: Yes, I do.

18 THE COURT: And, Mr. Walleisa, could you please set
19 forth the elements of that offense?

20 MR. WALLEISA: Yes, Your Honor.

21 In order for the Defendant to be convicted of Count 6
22 of the indictment, the Government would have to prove beyond a
23 reasonable doubt, first, that a non-Governmental party, second,
24 made a contribution or supplementation to, third, the salary of
25 an executive branch official or an employee of a department or

1 agency thereof and, fourth, that salary or supplementation was
2 as compensation for his services as an officer or employee of
3 the executive branch or a department or agency thereof.

4 THE COURT: Thank you.

5 Mr. Zeidenberg, do you agree that that's an accurate
6 statement of the elements?

7 MR. ZEIDENBERG: Yes, I do, Your Honor.

8 THE COURT: And would you please state the steps you
9 have taken to familiarize Mr. Wang with the charges against
10 him, the Government's evidence, his defenses, his right to
11 proceed to trial, and the consequences of a guilty plea.

12 MR. ZEIDENBERG: Your Honor, for the last four months
13 or so, we have been in almost daily contact with Mr. Wang. Ah,
14 he has all of his discovery. In fact, he has helped us
15 extensively prepare for what we thought was going to be a trial
16 starting today. We have gone through all of the allegations,
17 all of the defenses. We've spoken extensively about the
18 possible penalties if there was a conviction. We talked about
19 the possible benefits if -- with a plea such as the one that's
20 being proffered by the Court -- I mean by the Government,
21 excuse me. And I am -- there's no doubt in my mind that
22 Mr. Wang is making an informed and intelligent decision.

23 THE COURT: Thank you.

24 And, Mr. Wang, do you agree with the summary that your
25 attorney has just provided me?

1 THE DEFENDANT: Yes, Honor.

2 THE COURT: Mr. Wang, do you have in front of you a
3 copy of your written plea agreement?

4 THE DEFENDANT: Yeah.

5 THE COURT: I have what appears to be the original.
6 It shows me your signature on Page 5 with today's date. Did
7 you have the opportunity of reading this and discussing it
8 fully with your attorneys before you signed it?

9 THE DEFENDANT: Yes. Yes, I did again.

10 THE COURT: I'm going to be going over some parts of
11 the agreement with you at this time. I won't be reading it in
12 full.

13 THE DEFENDANT: Uh-huh.

14 THE COURT: But I do want to assure myself that you
15 understand it and that your plea is voluntary. So let me begin
16 by addressing the subject of Paragraph 3, which is sentencing,
17 and put that into my own words.

18 After I accept your plea of guilty here this morning,
19 I'm going to be asking the Court's probation office to prepare
20 what is known as a presentence investigation report.

21 No?

22 MR. ZEIDENBERG: No. As a matter of fact -- well, of
23 course, Your Honor can do -- is not a party, of course, and can
24 do whatever. I just want to note this is an unusual plea
25 agreement in that the parties have agreed that we would waive a

1 PSI and ask for an imposition of sentence today with the
2 Court's -- provided the Court agrees. But that -- that is what
3 we have, the parties have discussed and agreed to. That's what
4 the Government's recommended, that's what the Defense is
5 recommending.

6 THE COURT: Well, then Paragraph 3 is not applicable,
7 correct?

8 MR. WALLEISA: Judge, it was modified. It says --

9 THE COURT: It's modified in Paragraph 8, correct?

10 MR. WALLEISA: It is, Your Honor. But Paragraph 3 was
11 modified, too, to take out that the Court will order a
12 presentence investigation report. It says the Court will
13 consider the sentencing guidelines. We have set forth the
14 guidelines in the plea agreement so.

15 THE COURT: So the Government and the Defendant are
16 waiving the presentence investigation report, and you're asking
17 that I do the same?

18 MR. WALLEISA: Yes, Your Honor. And under the rules,
19 Your Honor, you may do that if the Court has sufficient
20 information to impose sentence in this matter, and we're
21 prepared to advise the Court.

22 THE COURT: All right. Well, thank you.

23 So moving on, Mr. Wang, Paragraph 4 of your agreement
24 informs you of what your maximum possible sentence may be, and
25 it is imprisonment of up to five years followed by supervised

1 release of up to three years, as well as a fine of up to
2 \$250,000, forfeiture and restitution.

3 Do you understand what your maximum possible sentence
4 may be?

5 THE DEFENDANT: Yes.

6 THE COURT: In Paragraph 7, the U.S. Attorney's Office
7 will be recommending that the Court reduce by two levels the
8 sentencing guideline level applicable to your offense because
9 you have accepted personal responsibility. The Government also
10 agrees to recommend that I sentence you at the low end of your
11 applicable guideline range.

12 Do you understand and agree?

13 THE DEFENDANT: Yeah.

14 THE COURT: Now, in Paragraph 8, you and the
15 Government agree that the offense to which you are pleading
16 guilty is addressed in Section 2C1.3 of the U.S. Sentencing
17 Guidelines, and your base offense level is a Level 6, resulting
18 in a guideline range of zero to six months, and that you have a
19 criminal history category of 1. With your two-level reduction
20 for acceptance of responsibility, the adjusted offense level is
21 a Level 4, resulting in a sentencing guideline range of zero to
22 six months, again with a criminal history Level 1. And your
23 fine range is between \$500 to \$9,500.

24 As I said before, you and the Government are waiving
25 your right to a presentence investigation report, and the

1 Government will be recommending a sentence of time served and
2 that no fine, restitution or probation be imposed, so that you
3 may return to China to work if you so wish.

4 Do you understand and agree?

5 THE DEFENDANT: Yeah.

6 THE COURT: Mr. Wang, is anyone putting pressure upon
7 you, forcing you or coercing you to plead guilty and agree to
8 these terms?

9 THE DEFENDANT: Honor, no.

10 THE COURT: Has anyone made to you any promises or
11 assurances in exchange for your plea of guilty other than the
12 promises contained in the written plea agreement?

13 THE DEFENDANT: No, Honor.

14 THE COURT: Are you pleading guilty of your own free
15 will to the charge contained in Count 6 because, in fact, you
16 are guilty as charged?

17 THE DEFENDANT: Yes.

18 THE COURT: You understand that the offense to which
19 you plead guilty is a felony offense. When I accept your plea
20 of guilty, I will adjudicate you guilty, and as a result, you
21 will suffer the loss of valuable civil liberties. These
22 include the right to vote, the right to hold office, the right
23 to serve on a jury, the right to possess firearms. And in the
24 event that you are mistaken, and you are not a U.S. citizen, or
25 you acquired your citizenship during the commission of this

1 offense, this may be used against you to deport you to your
2 native country?

3 THE DEFENDANT: Yes, I understand.

4 THE COURT: Mr. Wang, I'm going to go over with you at
5 this time the constitutional rights that you give up by
6 pleading guilty.

7 THE DEFENDANT: Yes, I give up. Yeah.

8 THE COURT: You understand that if this case had
9 proceeded to a trial, you would have had the right to be
10 represented by an attorney. The Government would be required
11 to bring witnesses to court, who would testify in your
12 presence. You would have the right to confront those witnesses
13 and have your attorney cross-examine them. You would have the
14 right to bring witnesses of your own to testify in your
15 defense, and if those witnesses did not wish to come to court,
16 you could use the court's compulsory process to get them here.

17 You would have the right to testify and have your
18 testimony be considered like that of any other witness in the
19 case, or you could elect to remain silent, and if you did so,
20 that could not be used against you in any way.

21 You would be entitled to the presumption of innocence.
22 The Government would have to prove the charge against you
23 beyond and to the exclusion of every reasonable doubt, and that
24 is the highest burden of proof we have in our system of laws.

25 Your case would be tried to a jury consisting of 12

1 members, whom you and the Government would select, and if you
2 lost at trial, you would have the right to take an appeal.

3 Do you understand by pleading guilty, you give up all
4 of these rights we associate with trial as well as with appeal?

5 THE DEFENDANT: Yes, I understand.

6 THE COURT: Mr. Wang, do you have in front of you
7 another document, this one entitled "Stipulated Statement of
8 Facts"?

9 THE DEFENDANT: Yes, I have here.

10 THE COURT: I have an original showing your signature
11 on Page 2 with today's date. Did you have the opportunity of
12 reading this and discussing it fully with your attorneys before
13 you signed it?

14 THE DEFENDANT: Yes.

15 THE COURT: So you agree if this case had gone to
16 trial, the Government would be able to prove beyond a
17 reasonable doubt that you are one of the foremost experts on
18 ocean atmosphere interaction, climate change and hurricanes in
19 the world, you worked as a research, oceanographer in the
20 Atlantic Oceanographic and Meteorological Laboratory, the AOML,
21 of the National Oceanic and Atmospheric Administration, NOAA,
22 in Miami, Florida, for more than 17 years.

23 The NOAA is an agency of the U.S. Department of
24 Commerce within the executive branch of the U.S. Government.
25 AOML is a federal research laboratory facility that conducts

1 work related to hurricanes, coastal ecosystems, climate
2 studies, global carbon systems and ocean observations.

3 In March 2010, while employed at NOAA/AOML, you
4 entered into the Changjiang Scholars Chair Professor Contract
5 with Ocean University of China, from March 1, 2010, to
6 February 23, 2013, for which you were to receive a prorated
7 bonus of \$2,197 U.S. per month based upon the work you
8 performed.

9 Your list of duties under the Changjiang Scholars
10 Contract, included training doctoral and postdoctoral students,
11 jointly publishing three to five articles in internationally
12 renowned journals, creating opportunities for promising young
13 teachers and outstanding graduate students to visit and do
14 research abroad and carry out collaborative research based on
15 the Ocean University of China's National Basic Research
16 Development Project.

17 To satisfy your duties under the Changjiang Scholars
18 Contract, you used your position at NOAA to sponsor a student
19 to conduct research at NOAA/AOML under your direction,
20 submitted a publication that listed NOAA as your affiliation,
21 which you also used in fulfillment of your duties at NOAA/AOML,
22 and presented seminars at Ocean University of China while also
23 being paid by NOAA for giving the same presentation on behalf
24 of NOAA.

25 Mr. Wang, are all of these facts true and correct?

1 THE DEFENDANT: Yes, true.

2 THE COURT: Mr. Zeidenberg, are you satisfied your
3 client understands his rights, what he is giving up today, and
4 that there has been a sufficient factual basis for his plea of
5 guilty to the charge contained in Count 6 of the indictment?

6 MR. ZEIDENBERG: Yes, Your Honor.

7 THE COURT: Mr. Wang, how do you plead to Count 6,
8 guilty or not guilty?

9 THE DEFENDANT: Guilty.

10 THE COURT: It is the finding of the Court that the
11 Defendant Chunzai Wang is fully competent and capable of
12 entering an informed plea; that he is aware of the nature of
13 the charges and the consequences of his plea based upon his
14 conversations with his attorneys and the colloquy before the
15 Court; that the plea of guilty is a knowing and voluntary plea
16 supported by an independent basis in fact containing each of
17 the essential elements of the offense; and that the agreement
18 presented to the Court was voluntarily entered into and not the
19 result of force, threats or coercion.

20 I also find the Defendant has entered his plea with
21 the advice and the assistance of effective and competent
22 counsel.

23 I therefore accept your plea. You are now adjudged
24 guilty. And I will hear from counsel with recommendations as
25 to sentencing.

1 MR. WALLEISA: Yes, Your Honor.

2 Dr. Wang has no prior criminal history, so he has a
3 criminal history category of 1 with zero points. The
4 guidelines in this matter are set forth in Paragraph 8 of the
5 plea agreement, on Page 3, that is with acceptance of
6 responsibility under Section 2C1.3 of the United States
7 Sentencing Guideline. The recommended offense level is 4. The
8 recommended period of incarceration is zero to six months, and
9 the fine is \$500 to \$9500.

10 Mr. Wang was arrested and held initially pending bond
11 on the Government's request for pretrial detention. He spent
12 approximately four days in custody before he was granted bond.

13 The Government is recommending a sentence of time
14 served in this matter. There is no restitution to be paid.
15 The Government is recommending no fine, restitution or period
16 of probation. We're recommending that largely because it is
17 Mr. Wang's desire to return to China where he was working prior
18 to his arrest to resume his research in China.

19 If the Court wishes any further information, I'd be
20 glad to assist.

21 THE COURT: Thank you.

22 Mr. Zeidenberg.

23 MR. ZEIDENBERG: Thank you, Your Honor.

24 Your Honor, may I approach the podium?

25 THE COURT: Of course.

1 MR. ZEIDENBERG: Your Honor, this is a -- an unusual
2 request as a prosecutor. I don't recall ever having a
3 situation where -- where the Government, you know, made this
4 recommendation or we were in this posture. So it is unusual.
5 I do appreciate the Government's suggestion of proceeding this
6 way, and I'd like to urge the Court to adopt that
7 recommendation and -- and just let the Court understand that
8 it's a very unusual case.

9 Dr. Wang is a very unusual Defendant. As the Court
10 can see from the plea, he is a world-renowned climate
11 scientist. He's -- was literally the NOAA employee of the year
12 in 2012. He has devoted his life to doing research. He's a
13 prolific author of scientific papers. He loves his research.
14 And as a result of this case, this investigation, he was forced
15 to resign his position at NOAA. He did so -- frankly, I'm sure
16 ultimately he would have been discharged at some point, maybe
17 months from now, maybe years from now, who knows, but as soon
18 as he found out that he wasn't able to do work, and they were
19 just going to warehouse him, he said, I can't -- I can't live
20 like this. And he found employment in China doing this exact
21 same line of work, doing research on climate, climate change,
22 severe weather patterns.

23 He has been married for over 30 years, Your Honor.
24 His wife is here. They're a devoted couple. She is a nurse
25 practitioner at the VA. Being apart is not something that they

1 welcome or enjoy, but for Mr. Wang to work right now, that's
2 the only place he can work. So he -- he took -- when the -- he
3 lost, had to resign NOAA, he found employment there, and he was
4 working there. When he came back from China on his periodic
5 visits home, he was arrested.

6 You know, he wants desperately not to lose that job
7 too. He has told them that he's had an emergency here
8 situation that he has to deal with and is extremely anxious
9 about not losing a job that he wants to go back to. And I do
10 appreciate the Government recognizing that.

11 Having him, you know, in the normal course, you know,
12 a period of 60 to 90 days to do a presentence investigation and
13 that probationary sentence, having to try and monitor him,
14 supervise him, it would, I think, severe -- first of all, he's
15 never been in trouble before in his life. He's lived a
16 blameless life. And he's been a productive United States
17 citizen. He's been naturalized for over 20 years. He's lived
18 in the United States for 30 years.

19 And he wants to still contribute to science and to do
20 his work, and it would serve no one's interest, not society's
21 interest, not anyone's interest to have him lose his job and to
22 be confined here and then have to get, you know, who knows what
23 kind of employment he would -- he would do. For all that's
24 going on with climate and that we've all read about, we need
25 people like Dr. Wang to be doing the science he's doing.

1 So he has paid an enormous price in this case, and I
2 say that notwithstanding the fact that you couldn't ask for a
3 sentence more lenient, frankly, but the price he's paid still
4 cannot be overlooked. He loved his job at NOAA. He had been a
5 scientist there for almost 20 years. And that's all he wanted
6 to do. So he has lost that.

7 And the psychic toll that this whole ordeal has put on
8 him, his wife and his family, the sleeplessness, the anxiety,
9 the crying, you know, the fear, the anxiety. And he's lived
10 with this -- I mean, I have been -- you know, there has not
11 been more than a day that's gone by that I have not spoken
12 extensively or e-mailed with Mr. Wang about this case and what
13 we're going to do in working on it.

14 So he takes it extremely seriously. And it's not a
15 situation where he takes in any sense that this is lightly,
16 this is a life-changing, life-altering event. And what I've
17 tried to urge to him is that he has to try and -- and move on
18 from it and learn from it, obviously, learn his lesson, but not
19 let it ruin his life any more than it has.

20 And I think that this proposed sentence would meet
21 justice. And there is no -- the idea that he hasn't paid a
22 significant enough price, I think, is not -- is simply not
23 correct.

24 So that's all I -- I have on that, Your Honor. If the
25 Court wishes, Mr. Wang is willing to make a statement as well.

1 THE COURT: Thank you.

2 Mr. Wang, I'll certainly hear from you now, sir.

3 THE DEFENDANT: First, Honor, I'm very, very sorry for
4 my conduct. And due to my conduct, I have a big damage
5 building, my family and me. First, I lost my job in NOAA,
6 which I work over there almost 18 -- 17 years we share and my
7 family also have big damage. I learn my lesson.

8 You know, I'm a scientist, so I did not pay attention
9 to details. So I learned that my lesson in future I were to do
10 the best I can. And I'm very sorry, I'm very sorry for my
11 conduct.

12 THE COURT: Thank you.

13 So let me just clarify on the record that I, too, am
14 waiving the need for a presentence investigation report, given
15 the information supplied today by the parties. And my only
16 regret in the -- in the plea negotiated by the parties is that
17 I have to adjudicate Mr. Wang. I can only comment, and I know
18 the Government has dismissed a number of counts in the
19 indictment in exchange for the plea to Count 6, but given the
20 nature of Mr. Wang's contributions to an area that is at the
21 forefront of our daily review of news, climate change, given
22 the nature of the research he conducts and -- and the
23 information he supplies and how valuable it is to all of us,
24 certainly he made certain mistakes here, but it's regrettable
25 that it could not have been taken care of, I think, by some

1 type of pretrial diversion so that he would not be an
2 adjudicated felon.

3 So of course I will go along with the parties'
4 recommendation, and I will sentence you, Mr. Wang, to credit
5 for time served. I will impose a \$100 special assessment.

6 And I wish you and your family the best of luck as you
7 redo your life's work and do that in China, while still
8 understanding that you are a citizen of this country and should
9 be able to come back and enjoy time with your family.

10 And now that the sentence has been imposed, does the
11 Defendant or his attorney object to the Court's findings or the
12 manner in which the sentence was announced?

13 Mr. Zeidenberg?

14 MR. ZEIDENBERG: I'm sorry, Your Honor?

15 THE COURT: Any objections?

16 MR. ZEIDENBERG: No, Your Honor.

17 THE COURT: Mr. Wang, you have the right to appeal
18 your sentence. Any notice of appeal must be filed within 10
19 days after entry of the judgment. If you're unable to pay the
20 cost of an appeal, you may apply for leave to appeal *in forma*
21 *pauperis*.

22 And, Mr. Walleisa, the Government seeks dismissal of
23 the remaining counts?

24 MR. WALLEISA: Yes, Your Honor. At this time, the
25 Government moves for the dismissal of Counts 1 through 5,

1 Counts 7 and 8.

2 THE COURT: Those counts are dismissed.

3 Mr. Zeidenberg, any questions?

4 MR. ZEIDENBERG: Your Honor, only that we have a
5 proposed order for the Court to order the return of the
6 passports of Mr. and Mrs. Wang that are being held by Pretrial.

7 THE COURT: Thank you.

8 We'll have the order uploaded today, Mr. Zeidenberg.
9 So it will be on CM-ECF within an hour or so, I suspect.

10 MR. ZEIDENBERG: Okay. Thank you, Your Honor.

11 THE COURT: All right. Anything else?

12 MR. WALLEISA: Nothing further, Your Honor.

13 THE COURT: Good luck to you, Mr. Wang.

14 THE DEFENDANT: No. Thank you.

15 THE COURT: Thank you.

16 MR. ZEIDENBERG: Thank you, Your Honor.

17 (The proceedings adjourned at 11:30 a.m.)

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C E R T I F I C A T E

I hereby certify that the foregoing is an accurate transcription of the proceedings in the above-entitled matter.

02/26/18
DATE



STEPHANIE A. McCARN, RPR
Official United States Court Reporter
400 North Miami Avenue, Twelfth Floor
Miami, Florida 33128
(305) 523-5518